

SENATE BILL 800

By Dickerson

AN ACT to amend Tennessee Code Annotated, Title 40,
Chapter 32, relative to the expunction of public
records.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-32-101, is amended by adding
the following new subsection:

(k)

(1) Notwithstanding subsection (g), effective July 1, 2017, for purposes of
this subsection (k), an "eligible petitioner" means a person who was convicted of
no more than two (2) offenses and:

(A) Each of the offenses for which the petitioner seeks expunction
are offenses that are eligible for expunction under subsection (g);

(B) At the time of the filing of the petition for expunction at least
five (5) years have elapsed since the completion of the sentence imposed
for the most recent offense; and

(C) The person has fulfilled all the requirements of the sentences
imposed by the court for each offense the petitioner is seeking to
expunge, including:

(i) Payment of all fines, restitution, court costs, and other
assessments for each offense;

(ii) Completion of any term of imprisonment or probation
for each offense;

(iii) Meeting all conditions of supervised or unsupervised release for each offense; and

(iv) If so required by the conditions of any of the sentences imposed, remaining free from dependency on or abuse of alcohol or a controlled substance or other prohibited substance for a period of not less than one (1) year;

(2) A person may petition for expunction of two (2) offenses under this subsection (k) only one (1) time.

(3) The expunction fee under this subsection (k) shall be the same amount as a single expunction under subsection (g).

(4) Subdivisions (g)(3)-(6), (8), (10), (15), and (16) shall apply to a petitioner filing under this subsection (k).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.